

Minnesota Board of Pharmacy

SEVEN HUNDRED AND FIFTY-SECOND MEETING

At approximately 8:00 a.m., January 14, 2003, the Board of Pharmacy met at the Minneapolis Convention Center in Minneapolis, Minnesota, for the purpose of administering a Written Practical Examination in prescription compounding and errors and omissions. All members of the Board, with the exception of Ms. Carol Peterson and Ms. Jean Lemberg, were in attendance. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Pharmacy Surveyors, Mr. Stuart Vandenberg, Mr. Leslie Kotek, Ms. Candice Fleming, and Ms. Michele Boock.

The following candidates, who have met all of the required prerequisites and who have presented properly executed applications, were present to write the examination administered as part of the Full Board Examination process:

**KRISTEN E. BATES
JOY R. BHARDWAJ
ANDREAS BJORNEBY
SHAWN M. COWELL
DIEN A. DU
CHESTEVIA B. GIBSON
VIJAY V. GUPTA**

**EMILY R. HAJJAR
MARY E. MCMILLAN
HIMA B. PALLEMPATI
NIMISH C. PATEL
ANNA M. PLASCH
AMY P. TESTER
JOSEPH S. WINTER**

The following retake candidates were also present to write the examination:

**ZEINAB A. AMMAR
TOKUNBO T. BANJOKO
CHRISTINE E. BARTELS
AALIYA K. KHAN
DAVID R. NASH
MARVIN E. NEVA, JR.**

**THAO Q. NGO
JENNY B. NGUYEN
KIMBERLY T. NGUYEN
ALIYA N. SMITH
KENDRA L. SMITH
ZACH D. TESTER**

The following reinstatement candidates were also present to write the examination:

**KENNETH STENGLEIN
FRED M. STIBBE**

PAUL T. WROBEL

The following reciprocity candidate was also present to write the examination:

DIANE L. HILLBRANT

At approximately 8:30 a.m., January 15, 2003, the Board met in Conference Room A, at the University Park Plaza, 2829 University Avenue Southeast, Minneapolis, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance with the exception of Ms. Carol Peterson and Ms. Jean Lemberg. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

After reviewing, amending, and approving the agenda for this meeting, the Board addressed the minutes of the meeting of December 4, 2002. Mr. Tom Dickson moved and Ms. Betty Johnson seconded that the Minutes of the meeting of December 4, 2002, be approved as written. The motion passed.

The Board next turned its attention to the election of officers for the coming year. For the Office of President, Mr. Chuck Cooper moved to nominate Ms. Betty Johnson. Mr. Tom Dickson seconded the nomination. There being no further nominations, the nominations were closed and Ms. Betty Johnson was elected to the Office of President by a unanimous ballot.

For the Office of Vice President, Mr. Gary Schneider moved to nominate Mr. Tom Dickson. Mr. Chuck Cooper seconded the nomination. There being no further nominations, the nominations were closed and Mr. Tom Dickson was elected to the Office of Vice President by a unanimous ballot.

For the position of Executive Director, Ms. Betty Johnson moved that Mr. David Holmstrom be continued as the Executive Director of the Board of Pharmacy. Mr. Tom Dickson seconded the nomination. There being no further nominations, the nominations were closed and Mr. Holmstrom was elected to continue as Executive Director by a unanimous ballot.

For the position of Assistant Director for Administrative Affairs, Mr. Gary Schneider moved that Ms. Patricia Eggers be continued as the Assistant Director for Administrative Affairs. Mr. Chuck Cooper seconded the nomination. There being no further nominations, the nominations were closed and Ms. Eggers was elected to the position of Assistant Director for Administrative Affairs by a unanimous ballot.

At this time, Mr. Kassekert turned over the presidency of the Board to Ms. Betty Johnson. Ms. Johnson, upon assuming the position of President, recognized the service to the Board by Mr. Kassekert and thanked him for his contributions.

Ms. Johnson next began a discussion of appointments to the Board's standing committees. After a brief discussion, the following committee appointments were made:

Continuing Education Advisory Task Force (Pharmacy Board Surveyor
Stu Vandenberg, Gary Schneider)

Committee on Professional Standards (Betty Johnson/Vern Kassekert) and
(Gary Schneider/Jean Lemberg)

Examination Committee (All Members)

Internship Committee (Past Board Member Donald Gibson, Chuck
Cooper)

Rules and Legislation (All Members)

Variance Committee (Chuck Cooper, Vern Kassekert)

The next item to come before the Board was the issue of continued membership in the National Association of Boards of Pharmacy. After a brief review of the many benefits derived from membership in NABP, including participation in the nation-wide reciprocity system of license transfer, established through NABP, the availability of the nationally-utilized NAPLEX and Multistate Pharmacy Jurisprudence Examinations, and participation in the National Disciplinary Clearinghouse, Mr. Tom Dickson moved and Mr. Vern Kassekert seconded that the Board again renew its membership in NABP. The motion passed.

The Board next discussed its intention to maintain the requirement of graduation from an approved college of pharmacy in order to qualify to take the Board's licensing examination. Mr. Vern Kassekert moved and Mr. Gary Schneider seconded that the Board approve and adopt, as its own, the current accreditation standards of the American Council on Pharmaceutical Education (ACPE) and the current accreditation standards of the Canadian Council for Accreditation of Pharmacy Programs (CCAPP); and that the Board adopt the lists of approved colleges of pharmacy established by ACPE and by CCAPP as the list of colleges from which the Board will accept graduates as candidates for licensure. The colleges, so listed, have proven their compliance with the above-mentioned accreditation standards. The motion passed.

The Board next discussed its intention to accept, as candidates for licensure, foreign pharmacy graduates who have met the required English Proficiency Standards and Equivalency of Education Standards, established in Minnesota Statutes 151.10, Subdivision 2. These candidates have been examined and certified by the Foreign Pharmacy Graduate Examination Commission. Mr. Tom Dickson then moved and Mr. Vern Kassekert seconded that the Board approve and adopt, as its own, those standards for certification established by the Foreign Pharmacy Graduate Examination Commission, and accept, as meeting those standards, only those graduates who have been properly certified by the Foreign Pharmacy Graduate Examination Commission. The motion passed.

Mr. Chuck Cooper next led a discussion of issues surrounding electronic medical records.

Mr. Chuck Cooper next provided the Board with information regarding smallpox vaccinations as part of the bioterrorism preparedness in Minnesota.

Mr. Chuck Cooper next led a discussion of the activities of the Council of Health Boards, as it relates to the review of emerging health occupations, and the interaction between the state legislature and the Council of Health Boards.

Mr. Chuck Cooper next led a discussion on the use of pharmacy technicians and the need for establishing uniform education and training standards for pharmacy technicians. During this discussion, a white paper on pharmacy technicians, as published in the American Journal of Health System Pharmacists, was discussed. No formal action by the Board was taken on any of the issues involved.

The Board next turned its attention to applications to conduct new pharmacies it has received since its last meeting. The first application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Cub Pharmacy #748, in Northfield, Minnesota, by Mr. Randall Kramer, Pharmacist-in-charge. After carefully reviewing this application, and a diagram of the proposed pharmacy, Mr. Vern Kassekert moved and Mr. Gary Schneider seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of PEI Pharmacy, in Minneapolis, Minnesota, by Mr. Patrick Oberembt, Pharmacist-in-charge. After carefully reviewing this application, and the diagram of the proposed pharmacy, and after noting that the space being licensed as PEI Pharmacy is already part of Phillips Eye Institute Pharmacy, Mr. Gary Schneider moved and Mr. Vern Kassekert seconded that the application be approved and a license issued. The motion passed.

Mr. Holmstrom next provided the Board with a status report on the pharmacists who have yet to report their continuing education participation for the two-year period October 1, 2000 through September 30, 2002. No formal action by the Board was required.

The Board next addressed itself to the performance of the candidates for licensure by reciprocity that have taken the Multistate Pharmacy Jurisprudence Examination for Minnesota since the Board's last meeting. After a thorough review of the performance of the candidates for licensure by reciprocity, Mr. Vern Kassekert moved and Mr. Gary Schneider seconded that having passed the Multistate Pharmacy Jurisprudence Examination required of candidates for licensure by reciprocity, the following candidates be granted such licensure based on their current license to practice in the state listed with their name:

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
8264	Brad Justin Hayes	MO
8265	Thomas Lee Kobler	IL
8266	Kathryn Eileen Richards	OK
8268	Theresa Claire Caraway	LA
8269	Tanya Kay Sivertsen	SD

The motion passed.

The Board next addressed itself to a variance request that was held over from the December Board meeting and to the report of the Variance Committee. The Variance Committee report is appended to these minutes.

At this time, pharmacists Rick Knowles, from St. Olaf Pharmacy, and Mr. Robert Holt, from the Austin Medical Center Pharmacy, together with Dr. Jung, from the Mayo Health Systems LeRoy Clinic, and Mr. Ron Dieke, from the LeRoy, Minnesota, City Council, appeared before the Board to continue the discussion begun at the December Board meeting regarding approval of a telepharmacy project linking the LeRoy Clinic with St. Olaf Pharmacy.

Speaking in opposition to the proposal were Mr. Tim Gallagher, Chairman of the Minnesota Pharmacists Association's Legislative Affairs Committee, Ms. Julie Johnson, CEO of the Minnesota Pharmacists Association, and pharmacist Curtis Clarambeau, of New Richland, Minnesota.

After a thorough and lengthy discussion of all of the issues involved in the proposed telepharmacy project, Mr. Vern Kassekert moved and Mr. Chuck Cooper seconded that the proposal be considered a demonstration project and be approved for a one-year period of time on condition that prescriptions filled via the telepharmacy system are limited to new prescriptions written for patients of the LeRoy Clinic by staff at the LeRoy Clinic; that no refills are processed through the telepharmacy system; that a log of dispensing errors, if any, be maintained at the St. Olaf Pharmacy; and that a perpetual inventory of any controlled substances stocked at the LeRoy Clinic be maintained and reconciled on a monthly basis by pharmacists from the St. Olaf Pharmacy. The motion passed.

After reviewing the rest of the **Variance Committee report**, Mr. Gary Schneider moved and Mr. Tom Dickson seconded that the Board approve the Variance Committee report, grant the variances recommended for approval by the Variance Committee, and deny those variances recommended for denial by the committee. The motion passed.

Mr. Holmstrom next presented the Board with a letter from Ms. Gay Lawrence, who is applying for reciprocity to Minnesota, but has not been actively practicing pharmacy since October of 1999. Ms. Lawrence is requesting that she be allowed to reciprocate to Minnesota without having to participate in the Board's Practical Examination, which is generally required of pharmacists who have not been in active practice for the two years immediately preceding their application for licensure by reciprocity.

After discussing Ms. Lawrence's situation, Mr. Tom Dickson moved and Mr. Gary Schneider seconded that Ms. Lawrence be allowed to proceed with her application for licensure via reciprocity without having to participate in the Board's Practical Examination. The motion passed.

Mr. Holmstrom next presented to the Board a request by Ms. Kimberly Saverno that she be allowed to register with the Board as a pharmacist preceptor in spite of not yet having completed the 4000 hours of work as a licensed pharmacist, 2000 of which must be performed in the state of Minnesota.

After acknowledging that Ms. Saverno will have completed the 4000 hours of required pharmacist preceptors by March of this year, Mr. Vern Kassekert moved and Mr. Tom Dickson seconded that the Board process Ms. Saverno's application for registration as a preceptor. The motion passed.

Mr. Holmstrom next presented the Board with a letter from the National Association of Boards of Pharmacy (NABP) requesting input from the Board regarding its willingness to participate in presenting a poster session at the NABP Annual Meeting in May of 2003. After a brief discussion, the Board declined the invitation and directed Mr. Holmstrom to inform NABP of its decision.

Mr. Holmstrom next presented the Board with a letter from the Minnesota Department of Health requesting Board approval of its proposal to share manpower data collected by MDH with public health officials at the state, county, and city levels, as they begin their emergency preparedness planning for bioterrorism events.

After a brief discussion, Mr. Vern Kassekert moved and Mr. Gary Schneider seconded that the Board approve the proposal by the Minnesota Department of Health and that Mr. Holmstrom inform them of this decision.

There being no further business at this time, President Johnson adjourned the meeting at approximately 1:00 p.m.

PRESIDENT

EXECUTIVE DIRECTOR

VARIANCE COMMITTEE REPORT

DECEMBER 18, 2002

New Variances

Chronimed (Minnetonka)

David Busch, PIC

Request to utilize drug order forms that contain the name, address, and phone number of the pharmacy.

Since 99% of the Rx business is outside of Minnesota, a variance is not considered to be needed. They can proceed without a variance as long as the order blanks sent to Minnesota physicians are in compliance.

Chronimed (Minnetonka)

David Busch, PIC

Request to be able to include space identified as space "C" on the plans as part of the licensed area even though the space is not contiguous with space "A."

Approved – permanently

Coborn's Pharmacy (Albertville)

David Steen, PIC

Request to use Baker Productivity Station with picture of the product on computer screen for certification of Rx rather than manufacturer's original container.

Approved – one year (on condition that the pharmacist visually verify the stock bottle being used when loading the Baker Cells and that a formal training program for staff, including potential relief/float pharmacists, be developed

Leah's Pharmacy (Renville)

Leah Seehusen, PIC

Request to use E-Facts as a reference in both pharmacology and dosage/toxicology categories.

Deferred – Must submit on a variance form and provide additional information

MN Cancer Care Pharmacy (Maplewood)

Judith Gauthier, PIC

Request to allow technician to work alone in the pharmacy for one hour before the pharmacist arrives each morning to begin preparations for the day's orders.

Denied

Rx Express (Blaine)

Larry Lindberg, PIC

Request to be able to set up Patient Specific Emergency Kits for Hospice patients that end up in a nursing home.

Deferred – Need more information and must be submitted on a variance form. Procedure for comparing doses used/returned with what is charted as given must be developed. Are these standardized orders? Are plastic locks serially numbered? Clarify that this request is for Hospice patients in nursing homes only

Target Pharmacy (Elk River)

Sara Ellingson, PIC

Request to use WINPDX software and Baker Productivity Station for certification without checking the original manufacturer's container.

Deferred – Need more information (i.e., on page 3, what is meant by "after processing" and what is done with the tag being described?)

Target Pharmacy (Maple Grove)

Jennifer Swenson, PIC

Request to use WINPDX software and Baker Productivity Station for certification without checking the original manufacturer's container.

Deferred – Need more information (i.e., on page 3, what is meant by "after processing" and what is done with the tag being described?)

West Side Community Health Services (St. Paul)

Dan Rehrauer, PIC

Request for variances relating to Space, Security, Sink, and Compounding Equipment.

Approved – one year subject to installation of "dry wash" lotion and that keys are limited to PIC and other RPhs

Extensions

First Care Medical Services (Fosston)

John Nord, PIC

Extension of variance that allows DON and Senior Unit Manager to fill med orders as prescribed on the Physician Order Sheet when the RPh is not physically present. No meds leave the pharmacy until the RPh checks them.

Approved – one year - but nurses do not have to be technicians (in fact, it is better if they are not [then "technician" would not be in the pharmacy without RPh]) but if "Unit Manager" is not a nurse, that person must be registered as a technician

Pediatric Home Service Pharmacy (Roseville)

Jill Liebers, PIC

Extension of variance relating to prescription balance, mortar and pestle, etc.

Approved – permanently, as long as they don't change their type of practice

St. Paul Metro Treatment Center (Roseville)

Jane Borne, PIC

Extension relating to pharmacist hours and functions.

Deferred – DH will talk to DEA and see what they look at there and how often they visit

PIC Changes

Target Pharmacy (Edina)

Jennifer Farley, PIC

Variance relates to checking the original manufacturer's container.

Approved – one year (see other Target requests above)